



Op 2623

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**David M. Tumey, et al**

Group Art Unit: **Unknown**

Serial No.: **09,488,390**

Examiner: **Unknown**

Filed: **January 19, 2000**

Title: **ANIMATED TOY UTILIZING  
ARTIFICIAL INTELLIGENCE AND FACIAL  
IMAGE RECOGNITION**

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**MAY 21 2001**

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that Patent Nos. 4,980,567 and 5,742,074 which were submitted to the PTO on April 10, 2001 be withdrawn from consideration. These patents were submitted in error.

It is respectfully requested that U.S. Patent No. 5,724,074 which is listed on the attached Form PTO-1449 be considered by the Examiner and made of record. A copy of the listed documents required by 37 C.F.R. § 1.98(a)(2) is enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g),(h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Supplemental Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). A filing fee is not believed to be due at this time, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials.

Respectfully submitted,



By:

David M. Tumey

A handwritten signature in dark ink, appearing to read "David M. Tumey", written over a horizontal line.

Dated:

4/25/01

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MAY 21 2001

**CERTIFICATE OF MAILING**

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I hereby certify that the enclosed *SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT* (together with any papers referred to as being attached or enclosed) was deposited with the United States Postal Service *via* First Class Mail, addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, this 9<sup>th</sup> day of ~~April~~ <sup>May</sup>, 2001.

A handwritten signature in dark ink, appearing to read "Debbie B. Bussell", written over a horizontal line.

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